

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000  
 Provides for continued examination of a utility or plant  
 Application filed on or after June 8, 1995.  
 See The American Inventors Protection Act of 1999 (AIPA)

FEB 09 2009

*15w RCE*

Application Number:	09/832,709
Filing Date:	April 11, 2001
First Named Inventor:	Karla E. Williams
Group Art Unit:	3761
Examiner Name:	Jacqueline F. Stephens
Attorney Docket Number:	460.2050USU
CUSTOMER NO.:	67,519

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a. \_\_\_\_\_ Previously submitted

i. \_\_\_\_\_ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on \_\_\_\_\_ (any unentered amendment(s) referred to above will be entered).

ii. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. \_\_\_\_\_ Other \_\_\_\_\_

b. XXXXX Enclosed

i. XXXXX Amendment/Reply with transmittal

ii. \_\_\_\_\_ Affidavit(s)/Declaration(s)

iii. \_\_\_\_\_ Information Disclosure Statement (IDS) and PTO-1449

iv. \_\_\_\_\_ Other \_\_\_\_\_

**2. Miscellaneous**

a. \_\_\_\_\_ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. \_\_\_\_\_ Other \_\_\_\_\_

3. **Fees** The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. XXXXX The Commissioner is hereby authorized to charge the fee of \$1,300.00 (\$810.00 for RCE; \$490.00 for extension of time), and any deficiency in fees, or credit any overpayments to Deposit Account No. 162-127 in the name of **Playtex Products, Inc.** If needed, please charge any additional fees to Deposit Account No. 01-0467.

i. XXXXX RCE fee (\$810.00) required under 37 C.F.R. §1.17(e)

ii. XXXXX Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. \_\_\_\_\_ Other \_\_\_\_\_

b. \_\_\_\_\_ Check in the amount of \$ \_\_\_\_\_ is enclosed

c. \_\_\_\_\_ Payment by credit card (Form PTO-2036 enclosed)

February 4, 2009

Date of Signature

*Charles N.J. Ruggiero*

Attorney for Applicant(s)

Registration No. 28,468 02/10/2009 MCEBREM1 00000019 162127 09832709

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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 4, 2009.

Hector Lopez  
NAME

*Hector Lopez*  
SIGNATURE

2/4/09  
DATE